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To Examiner Brian A. Whiteman, Group 1635

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Date December 22, 2003 Pages including cover 4

Subject Response to Election/Restriction Requirement

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Re: Application of Herve Jean-Clement COSTE et al.
U.S. Serial No.: 09/936,506; Filed: December 20, 2001
Title: *Method to Improve Translation of Polypeptides by Using
Untranslated Regions from Heat-shock Proteins*
Attorney Docket No. PF3623USw

Attached:

1. Transmittal Form (with Certificate of Transmission/Mailing)
2. Response to Restriction (2 pages)

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PTO/SB/21 (08-03)

Approved for use through 07/31/2008, OMB 0651-0031

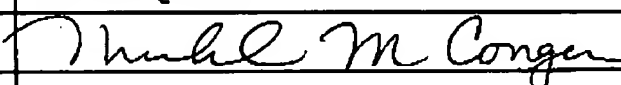
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/936,506
	Filing Date	December 20, 2001
	First Named Inventor	Herve Jean-Clement COSTE
	Art Unit	1635
	Examiner Name	Whiteman, Brian A
Total Number of Pages in This Submission	Attorney Docket Number	PF3623USw

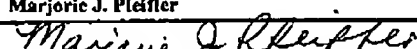
ENCLOSURES (check all that apply)		
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Michael M. Conger Registration No. 43,562 Telephone: (919) 483-2474
Signature	
Date	December 22, 2003

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Typed or printed name	Marjorie J. Pfeiffer		
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Atty. Docket No.: PF3623USw
S/N 09/936,506

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of Herve Jean-Clement COSTE et al.

Serial No.: 09/936,506

Art Unit: 1635

Filing Date: December 20, 2001

Examiner: Whiteman, Brian A.

For: *Method to Improve Translation of
Polypeptides by Using Untranslated
Regions from Heat-shock Proteins*

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION

Sir:

This paper is submitted in response to the Office Action mailed December 1, 2003 (Paper No. 10) for which a 1 month shortened statutory period to respond was set. Accordingly, this paper is timely filed on or before January 1, 2004, which is a Holiday thereby making the response timely filed on or before Friday, January 2, 2004. Early examination of the application on the merits is earnestly solicited.

REMARKS

Claims 1-34 are pending in this application. The Examiner has required restriction to one of four (4) groups. In response to such restriction Applicants wish to proceed as follows.

Applicants elect without traverse Group I drawn to nucleic acids encoding HSp70, vectors, host cells containing said nucleic acids and host cells containing said vectors, and a method of producing the polypeptide encoded by the DNA molecule set forth in claim 1 using an expression system, claims 1-17 and 27-31, for proceeding with prosecution on the merits.